

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Oct 12, 2023**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

BRYAN PAUL HERNANDEZ,

Plaintiff,

v.

COUNTY OF BENTON,

NAPHCARE, INC, and EASTERN

STATE HOSPITAL,

Defendants.

No. 2:23-CV-00223-SAB

**ORDER DISMISSING COMPLAINT  
WITHOUT PREJUDICE**

Before the Court is Plaintiff Bryan Paul Hernandez's *pro se* Motion to Voluntarily Dismiss Complaint pursuant to Fed. R. Civ. P. 41(a). ECF No. 9. Plaintiff is a civilly committed individual at the Eastern State Hospital. Defendants have not been served in this action.

Accordingly, **IT IS HEREBY ORDERED:**

1. Plaintiff's Motion to Voluntarily Dismiss Complaint pursuant to Fed. R. Civ. P. 41(a), **ECF No. 9**, is **GRANTED**.

2. Plaintiff's Complaint is **DISMISSED WITHOUT PREJUDICE**.

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**ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE -- 1**

1           3.       The Clerk of Court is directed to **CLOSE** the file.

2           **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,  
3 enter judgment of dismissal without prejudice, provide a copy to Plaintiff. The  
4 Court certifies any appeal of this dismissal would not be taken in good faith.

5           **DATED** this 12th day of October 2023.



10           *Stanley A. Bastian*

11           Stanley A. Bastian  
12           Chief United States District Judge  
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